

MONDAY, FEBRUARY 16, 1981

NINTH LEGISLATIVE DAY

The House met at 6:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Brother Francis Eugene Brown, Church of Christ, Ashland City, Tennessee.

Representative Pickering led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

The Speaker announced that Representative Miller was excused because of illness.

CORRECTION TO JOURNAL

On February 2, 1981 (pages 110-111), House Bill No. 266 was in error shown as being referred to the Committee on Judiciary.

On February 12, 1981 (page 221), House Bill No. 599 was in error shown as being referred to the Committee on Commerce.

House Bills Nos. 266 and 599 were both referred to the Committee on State and Local Government.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

159—To regulate duties, Commissioner of Personnel;

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182—To amend Section 40-3604, Code;

192—To amend Section 8-23-202, Code;

205—To transfer certain records, General Services;

213—To regulate reserve requirements, state banks;

214—To amend Section 45-1-108, Code;

215—To enact Bank Customer Dispute Resolution Act of 1981;

216—To amend Title 45, Chapter 2, Part 13, Code; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.

32—Relative to commending Dr. T. Albert Farmer;

33—Relative to congratulating Dr. Thurman Shipley;

34—Relative to memory, Ray H. Jenkins;

37—Relative to sympathy, Charles H. Smith, III;

38—Relative to commending William B. Hubbard;

39—Relative to congratulating David Olive; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 2, 9, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, 27, 28, 31, 32, 33, 34, 38, 39, 40, 45, 48, 49 and 50; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 2, 9, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, 27, 28, 31, 32, 33, 34, 38, 39, 40, 45, 48, 49 and 50.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

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- 139—To revise and reenact Titles 5 thru 7, Code;
- 140—To revise and reenact Title 8, Code;
- 141—To revise and reenact Titles 16 thru 23, Code;
- 142—To revise and reenact Titles 24 thru 28, Code;
- 143—To revise and reenact Title 29, Code;
- 144—To revise and reenact Titles 42 thru 46, Code;
- 145—To revise and reenact Titles 54 and 55, Code;
- 146—To revise and reenact Title 56, Code;
- 147—To revise and reenact Titles 57 thru 61, Code; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.

73—Relative to Honorable Victor Ashe; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

60—To assess litigation tax, Coffee County;

127—To regulate purchasing, Sullivan County;

185—To amend Charter, Camden; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

43—To amend Title 60, Chapter 1, Part 3, Code;

148—To revise and codify general and public statutes; both passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

CALENDAR

House Bill No. 89—To revise and reenact Title 8, Code.

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On motion, House Bill No. 89 was made to conform with Senate Bill No. 140.

On motion, Senate Bill No. 140, on same subject, was substituted for House Bill No. 89.

Mr. Burnett moved that Senate Bill No. 140 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

House Bill No. 90—To revise and reenact Titles 54 and 55, Code.

On motion, House Bill No. 90 was made to conform with Senate Bill No. 145.

On motion, Senate Bill No. 145, on same subject, was substituted for House Bill No. 90.

Mr. Burnett moved that Senate Bill No. 145 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 95—To revise and codify general and public statutes.

On motion, House Bill No. 95 was made to conform with Senate Bill No. 148.

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On motion, Senate Bill No. 148, on same subject, was substituted for House Bill No. 95.

Mr. Burnett moved that Senate Bill No. 148 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 4—To provide for appointment, campaign treasurer.

Mr. Scruggs moved that House Bill No. 4 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

Mr. Buck moved that House Bill No. 77 be placed on the Calendar for Wednesday, February 18, 1981, which motion prevailed.

House Bill No. 91—To revise and reenact Titles 24 through 28, Code.

On motion, House Bill No. 91 was made to conform with Senate Bill No. 142.

On motion, Senate Bill No. 142, on same subject, was substituted for House Bill No. 91.

Mr. Burnett moved that Senate Bill No. 142 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 92—To revise and reenact Titles 42 through 46, Code.

On motion, House Bill No. 92 was made to conform with Senate Bill No. 144.

On motion, Senate Bill No. 144, on same subject, was substituted for House Bill No. 92.

Mr. Burnett moved that Senate Bill No. 144 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 93—To revise and reenact Title 56, Code.

On motion, House Bill No. 93 was made to conform with Senate Bill No. 146.

On motion, Senate Bill No. 146, on same subject, was substituted for House Bill No. 93.

Mr. Burnett moved that Senate Bill No. 146 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

Representative present and not voting was: Jones—1.

A motion to reconsider was tabled.

House Bill No. 94—To revise and reenact Titles 57 through 61, Code.

On motion, House Bill No. 94 was made to conform with Senate Bill No. 147.

On motion, Senate Bill No. 147, on same subject, was substituted for House Bill No. 94.

Mr. Burnett moved that Senate Bill No. 147 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

Representative present and not voting was: Jones—1.

A motion to reconsider was tabled.

House Bill No. 96—To revise and reenact Titles 16 through 23, Code.

On motion, House Bill No. 96 was made to conform with Senate Bill No. 141.

On motion, Senate Bill No. 141, on same subject, was substituted for House Bill No. 96.

Mr. Burnett moved that Senate Bill No. 141 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

Representative present and not voting was: Jones—1.

A motion to reconsider was tabled.

House Bill No. 97—To revise and reenact Title 29, Code.

On motion, House Bill No. 97 was made to conform with Senate Bill No. 143.

On motion, Senate Bill No. 143, on same subject, was substituted for House Bill No. 97.

Mr. Burnett moved that Senate Bill No. 143 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

Representative present and not voting was: Jones—1.

A motion to reconsider was tabled.

House Bill No. 98—To revise and reenact Titles 5 through 7, Code.

On motion, House Bill No. 98 was made to conform with Senate Bill No. 139.

On motion, Senate Bill No. 139, on same subject, was substituted for House Bill No. 98.

Mr. Burnett moved that Senate Bill No. 139 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

CONSENT CALENDAR

House Bill No. 116—To amend charter, Gadsden.

On motion, House Bill No. 116 was made to conform with Senate Bill No. 246.

On motion, Senate Bill No. 246, on same subject, was substituted for House Bill No. 116.

House Bill No. 189—To impose tax on public highways Crockett County.

On motion, House Bill No. 189 was made to conform with Senate Bill No. 250.

On motion, Senate Bill No. 250, on same subject, was substituted for House Bill No. 189.

House Bill No. 210—To regulate salary, road commissioners Greene County.

House Bill No. 244—To alter probate jurisdiction, Unicoi County.

House Bill No. 312—To increase salary of county attorney, Maury County.

Senate Joint Resolution No. 22—Relative to congratulating Judge Ben H. Cantrell.

Senate Joint Resolution No. 23—Relative to congratulating Frank F. Drowota.

Senate Joint Resolution No. 24—Relative to commending Irvin Kilcrease, Jr.

Senate Joint Resolution No. 25—Relative to congratulating Martha Olsen.

Senate Joint Resolution No. 26—Relative to commending Irving C. Waugh.

Senate Joint Resolution No. 27—Relative to commending Judge Thomas A. Shriver.

Senate Joint Resolution No. 28—Relative to memory, former Chief Justice Joseph W. Henry.

Senate Joint Resolution No. 29—Relative to memory, Don Whitehead.

Senate Joint Resolution No. 30—Relative to congratulating Senator Howard Baker.

Senate Joint Resolution No. 40—Relative to welcoming J. A. Okalalu, Nigeria.

House Resolution No. 1—Relative to continuing Select Committee on Veterans Affairs.

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House Resolution No. 6—Relative to study committee, oil and gas.

House Resolution No. 7—Relative to commending certain Metro Police Officers.

House Joint Resolution No. 3—Relative to continuing Select Committee on Veterans Affairs.

House Joint Resolution No. 29—Relative to continuing Joint Special Joint Committee on Worker's Compensation.

House Joint Resolution No. 30—Relative to continuing Special Joint Committee on Workers' Compensation.

House Joint Resolution No. 57—Relative to requesting orientation, new members.

House Joint Resolution No. 60—Relative to proclaiming porcelain, fine arts.

House Joint Resolution No. 71—Relative to memory, Jesse A. Anderson.

House Joint Resolution No. 74—Relative to honoring William Blair Miller.

House Joint Resolution No. 76—Relative to release of election results, certain states.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER

Senate Joint Resolution No. 32—Relative to commending Dr. T. Albert Farmer.

Under the rules, Senate Joint Resolution No. 32 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 33—Relative to congratulating Dr. Thurman Shipley.

Under the rules, Senate Joint Resolution No. 33 was referred to the Committee on Calendar and Rules.

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Senate Joint Resolution No. 34—Relative to memory, Ray H. Jenkins.

Under the rules, Senate Joint Resolution No. 34 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 37—Relative to sympathy, Charles H. Smith, III.

Under the rules, Senate Joint Resolution No. 37 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 38—Relative to commending William B. Hubbard.

Under the rules, Senate Joint Resolution No. 38 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 39—Relative to congratulating David Olive.

Under the rules, Senate Joint Resolution No. 39 was referred to the Committee on Calendar and Rules.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussey, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

INTRODUCTION OF BILLS

House Bill No. 695—To define scope and coverage, classified and unclassified service—By Martin, Ford, Henry (Roane), McNally, Robinson (Hamilton), Robertson, Scruggs, Smith and Carter.

Passed first consideration.

House Bill No. 696—To regulate testing, certain applicants, state employment—By Martin, Ford, McNally, Henry (Roane), Wood, Robinson (Hamilton), Robertson, Huskey, Scruggs, Smith, Carter, Henry (Blount) and Shockley.

Passed first consideration.

House Bill No. 697—To grant certain authority, Commissioner of Personnel—By Martin, Ford, Henry (Roane), Carter, Sterling, Robinson (Hamilton), Robertson, Huskey, Wolfe, Harrill, Scruggs, Smith and Shockley.

Passed first consideration.

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House Bill No. 698—To provide for intermittent appointments, classified service—By Martin, Wood, Ford, Henry (Roane), Robinson (Washington), Robertson, Scruggs, Smith and Carter.

Passed first consideration.

House Bill No. 699—To increase certain fees under Uniform Commercial Code—By Whitson.

Passed first consideration.

House Bill No. 700—To regulate credit life insurance—By Stafford, Martin, Ford and Robinson (Washington).

Passed first consideration.

House Bill No. 701—To make certain provisions, qualifying petitions—By Ford.

Passed first consideration.

House Bill No. 702—To provide for instruction, certain election officials—By Ford.

Passed first consideration.

House Bill No. 703—To regulate hours of election—By Ford and Huskey.

Passed first consideration.

House Bill No. 704—To make certain provisions, medical services—By Ford, Henry (Roane), Smith and Carter.

Passed first consideration.

House Bill No. 705—To provide for municipal public works projects—By Henry (Blount).

Passed first consideration.

House Bill No. 706—To regulate certain commercial transactions, precious metals—By Henry (Blount).

Passed first consideration.

House Bill No. 707—To make certain provisions, health care agencies—By McNally, Henry (Roane), Robinson (Washington), Huskey, Whitson, Smith and Carter.

Passed first consideration.

House Bill No. 708—To define authority, commissioner of public health—By McNally, Henry (Roane), Robinson (Washington), Montgomery, Smith, Carter and Huskey.

Passed first consideration.

House Bill No. 709—To amend Emergency Medical Services Act—By McNally, Henry (Roane), Robinson (Washington), Smith, Carter, Robertson and Huskey.

Passed first consideration.

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House Bill No. 710—To make provision, certain fees, sheriffs—By Moore, Gill, Kernell, Sterling, Wolfe, Small, Turner, Byrd and Martin.

Passed first consideration.

House Bill No. 711—To amend Section 41-1257, Code—By Moore, Kent, Gill, Kernell, Sterling, Wolfe, Small, Turner, Byrd and Martin.

Passed first consideration.

House Bill No. 712—To permit reduction of sentence, certain prisoners—By Moore, Kent, Sterling, Gill, Kernell, Wolfe, Small, Turner, Byrd and Martin.

Passed first consideration.

House Bill No. 713—To amend Section 51-228, Code—By Gill and Moore.

Passed first consideration.

House Bill No. 714—To amend Title 53, Chapter 34, Code—By Gill and Moore.

Passed first consideration.

House Bill No. 715—To impose certain tax, sale of wine—By Bragg and McNally.

Passed first consideration.

House Bill No. 716—To make certain provisions, child custody proceedings—By Davis (Hamilton) and Murphy (Davidson).

Passed first consideration.

House Bill No. 717—To amend Section 29-18-129, Code—By Murphy (Davidson).

Passed first consideration.

House Bill No. 718—To amend Title 4, Chapter 21, Code—By Robinson (Hamilton), DeBerry, Davis (Hamilton), Murphy (Shelby), Love, Brewer, Starnes, Pruitt, Cobb, Bragg, McKinney, Richardson, Shockley, Hurley, Bivens, Ellis, Rhinehart, King (Shelby), Withers, Disspayne, Clark (Davidson), Miller, Davidson, Wheeler, Owen, Davis (Pickett), Murray, Work, DePriest, Jones, Johnson, Dills, Phillips, Naifeh and Robinson (Davidson).

Passed first consideration.

House Bill No. 719—To make certain provisions, Scenic Highway System—By Scruggs, Hurley, Henry (Roane), Henry (Blount), Moore, Wolfe and Stafford.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 159—To regulate duties, Commissioner of Personnel.

Passed first consideration.

Senate Bill No. 182—To amend Section 40-3604, Code.

Passed first consideration.

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Senate Bill No. 192—To amend Section 8-23-202, Code.

Passed first consideration.

Senate Bill No. 205—To transfer certain records, General Services.

Passed first consideration.

Senate Bill No. 213—To regulate reserve requirements, state banks.

Passed first consideration.

Senate Bill No. 214—To amend Section 45-1-108, Code.

Passed first consideration.

Senate Bill No. 215—To enact Bank Customer Dispute Resolution Act of 1981.

Passed first consideration.

Senate Bill No. 216—To amend Title 45, Chapter 2, Part 13, Code.

Passed first consideration.

SENATE BILLS ON SECOND CONSIDERATION

Senate Bill No. 210—To amend Section 14-23-107, Code.

Passed second consideration and referred to Committee on General Welfare.

Senate Bill No. 221—To amend Section 2-2-112, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 616—To increase litigation tax, Bledsoe County.

Passed second consideration and held without reference.

House Bill No. 617—To regulate certain transactions, alcoholic beverages.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 618—To provide blackbird control, Shelby County.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 619—To amend Section 67-4306, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 620—To amend Section 45-2-905, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 621—To amend Section 13-7-208, Code.

Passed second consideration and referred to Committee on State and Local Government.

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House Bill No. 622—To amend Section 20-5-110, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 623—To create a lien on certain property.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 624—To change name, civil defense agency.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 625—To define cooperative use vehicle.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 626—To amend Section 45-2-709, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 627—To repeal Chapter 101, Private Acts, 1979.

Passed second consideration and held without reference.

House Bill No. 628—To set salary, officer, General Sessions Court.

Passed second consideration and held without reference.

House Bill No. 629—To regulate placement of children, Tennessee Preparatory School.

Passed second consideration and referred to Committee on Education.

House Bill No. 630—To impose penalty, persons driving under influence.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 631—To permit fingerprint of juveniles, felonious acts.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 632—To require principals report probable violation drug laws.

Passed second consideration and referred to Committee on Education.

House Bill No. 633—To permit inspection, certain records, juveniles.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 634—To amend Title 64, Chapter 24, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 635—To make certain provisions, mentally ill persons.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 636—To provide increase, jailer's fees, certain counties.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 637—To control construction, rights-of-way, public roads, Greene County.

Passed second consideration and held without reference.

House Bill No. 638—To amend Title 43, Chapter 6, Code.

Passed second consideration and referred to Committee on Agriculture.

House Bill No. 639—To amend Section 22-2-204, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 640—To amend Section 12-4-108, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 641—To amend Title 45, Chapter 2, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 642—To amend Section 7-60-103, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 643—To authorize special occasion license, alcoholic beverage.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 644—To amend Section 49-214, Code—Cobb.

Passed second consideration and referred to Committee on Education.

House Bill No. 645—To amend Section 67-602, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 646—To amend Section 67-602, Code—Stafford, McKinney and Henry (Blount).

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 647—To amend Section 45-2-602, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 648—To provide group homes, physically and mentally handicapped persons.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 649—To amend Title 49, Chapter 33, Code.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 650—To provide a geographic information system.

Passed second consideration and referred to Committee on Conservation and Environment.

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House Bill No. 651—To provide for designation, major energy projects.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 652—To amend Sections 67-6003, 67-6004 and 67-6037, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 653—To amend Chapter 159, Private Act 1965.

Passed second consideration and held without reference.

House Bill No. 654—To amend Section 55-11-205, Code.

Passed second consideration and referred to Committee on Agriculture.

House Bill No. 655—To amend Title 67, Chapter 6, Code.

Passed second consideration and referred to Committee on Agriculture.

House Bill No. 656—To increase tourist accommodation tax, certain counties.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 657—To make certain provisions, criminal records.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 658—To make provisions, expungement of criminal records.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 659—To exempt certain property from taxation.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 660—To define "mass murder" certain circumstances.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 661—To make provisions, certification of teachers.

Passed second consideration and referred to Committee on Education.

House Bill No. 662—To require certain notice, death penalty cases.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 663—To enact the "Certified Public Weigher Law of 1981".

Passed second consideration and referred to Committee on Commerce.

House Bill No. 664—To regulate employee permits, alcoholic beverages.

Passed second consideration and referred to Committee on State and Local Government.

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House Bill No. 665—To make provisions, funds collected, Alcoholic Beverage Commission.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 666—To make certain provisions, Board of Building Code Appeals.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 667—To redefine the offense of criminal trespass.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 668—To make provisions, administration of small estates.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 669—To make provisions, meetings of the Judicial Council.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 670—To define "employee" under Governmental Tort Liability Act.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 671—To make provisions, mentally ill persons.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 672—To amend Section 33-604, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 673—To amend Title 40, Chapter 14, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 674—To amend Sections 37-207 and 37-217, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 675—To amend Section 55-10-401, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 676—To amend Sections 37-207 and 37-217, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 677—To amend Section 8-26-105, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 678—To enact General Sessions Criminal Court Act.

Passed second consideration and referred to Committee on Judiciary.

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House Bill No. 679—To amend Section 55-10-303, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 680—To amend Chapter 62, Public Acts, 1971.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 681—To amend Section 56-7-105, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 682—To amend Title 50, Chapters 9 and 10, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 683—To amend Title 26, Chapter 2, Code.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 684—To amend Chapter 288, Private Acts, 1972.

Passed second consideration and held without reference.

House Bill No. 685—To enact "Motor Vehicle Repair Act".

Passed second consideration and referred to Committee on Labor and Consumer Affairs.

House Bill No. 686—To create perpetual trust fund to assist certain counties.

Passed second consideration and held without reference.

House Bill No. 687—To amend Section 48-102, Code.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 688—To make certain provisions, ferry service.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 689—To amend Title 2, Chapter 2, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 690—To amend Section 14-27-114, Code.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 691—To amend Title 8, Chapter 34, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 692—To establish litigation tax, Houston County.

Passed second consideration and held without reference.

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House Bill No. 693—To amend Title 8, Chapter 34, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 694—To improve penalties for aircraft flights, certain circumstances.

Passed second consideration and referred to Committee on Judiciary.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, February 18, 1981: House Bills Nos. 178, 155, 324, 325, 31, 270 and 146.

GILL, *Chairman.*

MOTIONS

On motion of Mr. Webb House Bill No. 579 was recalled from the Committee on Judiciary.

On motion of Mr. Webb, House Bill No. 579 was referred to the Committee on Commerce.

On motion of Mr. Lashlee, his name was removed as sponsor of House Bill No. 528.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 74—Crain

House Joint Resolution No. 71—Baker

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 15, 585 and 588.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill No. 4; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No.

46—Relative to speedy recovery, Ben Atchley; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

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MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 89 and 119; both for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 89 and 119.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 60, 127 and 185; and House Joint Resolution No. 73; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 210, 244 and 312; and House Joint Resolutions Nos. 3, 29, 30, 57, 60, 71, 74 and 76; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

On motion of Mr. Burnett the House adjourned until 1:30 p.m. Wednesday, February 18, 1981.